

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No.: 10/774,352  
Filed: February 6, 2004  
Applicant: Scharninghausen et al.  
Art Unit: 1791  
Examiner: Maria Veronica Ewald  
Title: Portioning device for foodstuffs  
Attorney Docket: ESN-45

Cincinnati, Ohio 45202

October 24, 2008

**VIA ELECTRONIC FILING**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR REFUND**

A Request for Examination fee was paid in the above matter in the amount of \$405.00 for a small entity on October 22, 2008. Applicants then notified patent counsel of a change in entity status. A Request for Examination fee was paid in the above matter in the amount of \$810.00 for a large entity on October 23, 2008. Applicants are entitled to and respectfully request a refund in the amount of \$405.00 to be credited to Deposit Account No. 23-3000.

Respectfully submitted  
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